HENRY MCMASTER
ATTORNEY GENERAL

May 27, 2009

The Honorable C. Weston Houck
Senior United States District Judge
P.O. Box 150
Charleston, SC 29402

Re: craigslist, Inc., v. McMaster 2:09-1308-CWH

Dear Judge Houck:

Thank you for holding the conference call with counsel yesterday. As you requested, this letter will confirm our understanding of that call.

Because the Defendants had agreed with the Plaintiff not to initiate or continue any prosecutions until the Court ruled on the merits, as confirmed in your Order of May 22, 2009, Plaintiff agreed to withdraw its Motion for a Temporary Restraining Order and Preliminary Injunction against the Defendants. Therefore, the Defendants do not need to file a Return to the Motion. Plaintiff has the right to refile such Motion at a future time, and if Plaintiff does so, Defendants would have a right to file a Return at that time.

The parties agree to a due date of July 22, 2009 for the Answer or responsive Motion as to the Complaint.

Our understanding is that your Honor approved these points. We submit this letter and agree that it represents the understandings reached in the above call.

Thank you for your consideration of these matters.

Respectfully submitted,

Joseph P. Griffith, Jr.
Joe Griffith Law Firm, LLC
Counsel for Plaintiff

J. Emory Smith, Jr.
Assistant Deputy Attorney General
Counsel for Defendants